

1 Law Offices of  
2 **MICHAEL W. CARMEL, LTD.**  
3 80 East Columbus Avenue  
4 Phoenix, Arizona 85012-2334  
5 Telephone: (602) 264-4965  
6 Arizona State Bar No. 007356  
7 Facsimile: (602) 277-0144  
8 E-mail: [Michael@mcarmellaw.com](mailto:Michael@mcarmellaw.com)

9 Attorney for Debtors

10 **IN THE UNITED STATES BANKRUPTCY COURT**  
11 **FOR THE DISTRICT OF ARIZONA**

12 In re:

13 PARAMOUNT BUILDING SOLUTIONS, LLC

14 CLEANING SOLUTIONS, LLC

15 JMS BUILDING SOLUTIONS, LLC

16 STARLIGHT BUILDING SOLUTIONS, LLC,

17 Debtors.

18 PARAMOUNT BUILDING SOLUTIONS, LLC;  
19 CLEANING SOLUTIONS, LLC;  
20 JMS BUILDING SOLUTIONS, LLC; and  
21 STARLIGHT BUILDING SOLUTIONS, LLC,

22 Plaintiffs,

23 v.

24 US METRO GROUP, INC.,

25 Defendant.

Chapter 11 Proceedings

Case No. 2:17-bk-10867-EPB

Case No. 2:17-bk-10868-DPC

Case No. 2:17-bk-10869-BKM

Case No. 2:17-bk-10870-EPB  
(Jointly Administered)

**Adv. No. 2:17-ap-0763-EPB**

**MOTION FOR ORDER TO SHOW  
CAUSE RE: CONTEMPT**

26 Plaintiffs, PARAMOUNT BUILDING SOLUTIONS, LLC; CLEANING SOLUTIONS,  
27 LLC; JMS BUILDING SOLUTIONS, LLC; and STARLIGHT BUILDING SOLUTIONS, LLC  
28 (“**Plaintiffs**”), by and through their counsel undersigned, hereby request this Court enter an Order  
directing Defendant to show cause, if it has any, why it should not be held in contempt of this

1 Court's Interim Order entered on September 21, 2017 at DE #30. On November 27, 2017, the  
2 Plaintiffs filed a Complaint against Defendant. A copy of the Complaint is attached hereto and  
3 incorporated herein by this reference as **Exhibit A**. The Complaint alleges, *inter alia*, Defendant  
4 is currently in violation of what has been identified as the "Interim DIP Order." Specifically,  
5 paragraph 15 of the Interim DIP Order prevents Defendant from, *inter alia*, attempting to effect a  
6 setoff of any monies it owes Plaintiffs.  
7

8 Contrary to the terms of the Interim DIP Order, Defendant has in fact attempted to set-off  
9 the sum of \$235,467.66 against monies it otherwise owes to Plaintiffs.

10 Demand has been repeatedly made on Defendant to turn over these monies, and  
11 Defendant continues to refuse to do so.

12 Accordingly, Plaintiffs request this Court enter an order requiring the Defendant to show  
13 cause, if it has any, why it should not be held in contempt of the Interim DIP Order.  
14

15 DATED this 27<sup>th</sup> day of November, 2017.

16 MICHAEL W. CARMEL, LTD.

17  
18 /s/Carmel, M.W. (007356)  
19 Michael W. Carmel  
20 80 East Columbus Avenue  
Phoenix, Arizona 85012-2334  
Attorney for Plaintiffs

21 COPY of the foregoing mailed  
22 this 27<sup>th</sup> day of November, 2017 to:

23 Kenneth Neeley, Esq.  
24 Neeley Law Firm, PLC  
25 2250 E Germann Rd #11  
Chandler, AZ 85286  
Attorney for Defendant

26 By Sharon D. Kirby